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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7 AGY HOLDING CORP., a Delaware
8 corporation,

9 Plaintiff,

10 v.

11 XPO LOGISTICS FREIGHT, INC., a
12 Delaware corporation,

13 Defendant.

14 NO: 2:20-CV-0152-TOR

15 ORDER OF VOLUNTARY
16 DISMISSAL WITHOUT PREJUDICE

17 BEFORE THE COURT is Plaintiff's Notice of Voluntary Dismissal (ECF
18 No. 3). Because Defendants have neither filed an answer nor moved for summary
19 judgment, Plaintiff has an absolute right to voluntarily dismiss this case. Fed. R.
20 Civ. P. 41(a)(1)(A)(i).

21 **ACCORDINGLY, IT IS HEREBY ORDERED:**

22 All claims and causes of action in this matter are **DISMISSED** without
23 prejudice and without costs or fees to any party.

1 The District Court Executive is directed to enter this Order and Judgment of
2 Dismissal, furnish copies to counsel, and **CLOSE** the file.

3 **DATED** May 13, 2020.



4 A handwritten signature in blue ink that reads "Thomas O. Rice".
5 THOMAS O. RICE
6 Chief United States District Judge
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